

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

CLARENCE TURNER, )  
Petitioner, ) Civil Action No. 7:15cv00200  
 )  
v. )  
 )  
HAROLD CLARKE, ) By: Elizabeth K. Dillon  
Respondent. ) United States District Judge  
 )

**FINAL ORDER**

In accordance with the memorandum opinion entered this day, it is hereby ORDERED  
that Turner's 28 U.S.C. § 2254 petition is DISMISSED without prejudice and this action is  
STRICKEN from the active docket of the court.

Further, finding that Turner has failed to make a substantial showing of the denial of a  
constitutional right as required by 28 U.S.C. § 2253(c), a certificate of appealability is DENIED.

The Clerk is directed to send copies of this order and accompanying memorandum  
opinion to Turner.

Entered: January 5, 2016.

*/s/ Elizabeth K. Dillon*  
Elizabeth K. Dillon  
United States District Judge